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PATENT

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 Intellectual Property

In re U.S. Patent Application of:

Jeffrey Owen PHILLIPS

) Examiner: J. Fan

Application No.: 10/054,350

) Group Art Unit: 1625

Filed: January 19, 2002

For: Novel Substituted Benzimidazole
Dosage Forms and Method of Using
Same

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO/SB/08A and PTO/SB/08B documents. Copies of the listed documents can be found in the file history of the parent Application No. 08/680,376 filed July 15, 1996, now Patent No. 5,840,737.

This Information Disclosure Statement is being filed before the mailing date of the first Office Action on the merits.

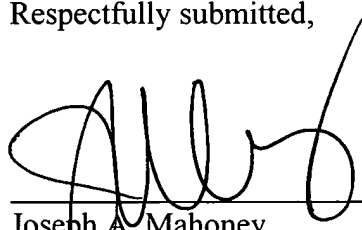
Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration of relevant portions thereof by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each of all of the listed documents are material or constitute “prior art.” If it should be determined that any of the listed documents do not constitute “prior art” under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee in connection with the filing of this statement, please charge the fee to our Deposit Account No. 13-0019.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. Mahoney', written over a horizontal line.

Joseph A. Mahoney
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